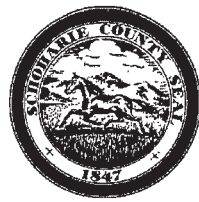


AGENDA
SCHOHARIE COUNTY BOARD OF SUPERVISORS
3rd Regular Meeting
March 15, 2013



SUPERVISORS

Robert Mann, Jr.
Blenheim

Anne Batz,
Broome

Larry Bradt,
Carlisle

Thomas Murray Jr.,
Cobleskill

Donald (Mike) Brandow,
Conesville

Earl VanWormer III,
Esperance

Philip R. Skowfoe Jr.,
Fulton

Anthony VanGlad,
Gilboa

Daniel Singletary,
Jefferson

Jim Buzon,
Middleburgh

Richard Lape,
Richmondville

Gene Milone,
Schoharie

J. Carl Barbic,
Seward

Sandra Manko,
Sharon

Harold Vroman,
Summit

William Goblet,
Wright

CALL TO ORDER

ROLL CALL

SALUTE TO THE FLAG

INVOCATION – Rev. Paul Ferenczy

APPROVAL OF MINUTES – February 15,2013

PRIVILEGE OF THE FLOOR:

- Earl Gaskill, Town of Summit
- ProAct- Terrance O'Neill
- Storm Ready Recognition

CORRESPONDENCE:

- Schoharie County Conservation Assoc.- Newsletter
- Catskill Watershed Corp.-Dec. 2012. & March 2013 Board Minutes
- MOSA
 - Monthly Operations Report
 - Monthly Financial Information
 - Annual Organizational Board Meeting #01
- Employment – January 2013 Newsletter
- Senator James Seward-Letter in response to Safe Act
- SCCA- January 2013 Newsletter

RESOLUTIONS FROM OTHER COUNTIES/TOWNS:

Fulton County, Resolution No. 42, Resolution Urging Congress To Amend The Federal Property And Administration Services Act Of 1949 Regarding Purchasing Of Professional Services

Chemung County, Resolution No. 13-156, Resolutino Calling For The Repeal Of The New York Secure Ammunition And Firearms Enforcement Act Of 2013

COMMITTEE REPORTS

RESOLUTIONS:

NO. 8 – APPOINTING COUNTY HISTORIAN

NO. 32 – DESIGNATING MOSA AS POST CLOSURE MANAGER

NO. 33– AUTHORIZING CHAIRMAN TO SIGN AGREEMENTS FOR JARC GRANT PROJECT, AND COMMITMENT OF FUNDS AS MATCH TO THAT GRANT

NO. 34 – 2013 OCCUPANCY TAX BOARD GRANT PROGRAM AWARDS

NO. 35 – AMENDING THE BUDGET AND TRANSFER OF FUNDS

NO. 36 – RESOLUTION ON COMPREHENSIVE HEALTH IMPACT ASSESSMENTS FOR NATURAL GAS PROJECTS

NO. 37 – AUTHORIZING COUNTY TREASURER TO EXECUTE DEED TO PARCEL OF LAND SITUATE IN THE VILLAGE OF SHARON SPRINGS

NO. 38 – APPOINTMENT DIRECTOR OF REAL PROPERTY TAX SERVICE

ANY OTHER BUSINESS

ADJOURNMENT

RESOLUTION NO. 8

TITLE: APPOINTING COUNTY HISTORIAN

OFFERED BY: Harold Vroman Who moved its adoption.

SECONDED BY: Donald M. Brandow Chairman Rules & Legislation Committee

RESOLVED, that the SCHOHARIE COUNTY HISTORICAL SOCIETY, be and is hereby appointed, pursuant to Section 400 of the County Law and Section 57.07 of the Arts and Cultural Affairs Law, as County Historian to serve at the pleasure of the Board of Supervisors, at no compensation.

Dated: January 3, 2013
Filed: January 3, 2013

Sheryl Lagette
Clerk-Board of Supervisors

APPROVED AS TO FORM AND LEGALITY.

[Signature]
County Attorney

STATE OF NEW YORK
COUNTY OF SCHOHARIE ss:

I, the undersigned, Clerk of the Board of Supervisors of the County of Schoharie, New York, DO HEREBY CERTIFY that I have compared the above copy of a resolution with the original resolution adopted by the Board of Supervisors of said County on the _____ day of _____ 2013, at a regular meeting of said Board and said copy is a true copy of said resolution and of the whole thereof.

I, FURTHER CERTIFY, that at the time said resolution was adopted said Board was comprised of 16 members, with total weighted vote of 2974 and votes were cast as follows: Yes _____, No, _____, Absent _____.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Board this _____ day of _____, 2013.

Clerk,
Board of Supervisors of the County of Schoharie

Tabled: 1/7/13 , 1/18/13
2/15/13

RESOLUTION NO. 32

TITLE: DESIGNATING MOSA AS POST CLOSURE MANAGER

OFFERED BY: J. Carl Barbic Who moved its adoption.

SECONDED BY: Donald Brandow Member Rules & Legislation Committee

WHEREAS, the Counties of Schoharie, Montgomery and Otsego [hereinafter COUNTIES] entered into a Post Closure and Maintenance Agreement with Montgomery-Otsego-Schoharie Solid Waste Management Authority [hereinafter MOSA], which agreement was dated December 10, 2009, and which Agreement provided for the initial designation of the Post Closure Manager, which for the primary term of five [5] years from 2010 through April 30, 2014 was MOSA; and

WHEREAS, the Agreement requires that: 1] no later than April 1, 2013, the Chairman of each of the three [3] Counties meet to review the current performance of MOSA as Manager and to consider alternatives for a Manager starting May 1, 2014; 2] that each County must vote no later than May 1, 2013 on the appointment of the Manager for the secondary term of five [5] years from May 1, 2014 through 2019, and 3] that two [2] of the three [3] Counties must vote to require the appointment of a Manager other than MOSA; and

WHEREAS, the Chairman of the Schoharie County Board of Supervisors has from time to time, as it was necessary, met with, spoken to, and reviewed with Chairmen from both Montgomery and Otsego Counties, the performance of MOSA as the Manager under the Agreement described above; and

WHEREAS, the Chairman of this Board has reported to both the Finance and Solid Waste Committees of this Board, the discussions held with the other two [2] Counties, as well as the performance of MOSA as the Manager under the Agreement described above; and

WHEREAS, the Chairman of the Schoharie County Board of Supervisors has recommended that commencing May 1, 2014, that MOSA be continued as the Manager under the Agreement described above for an additional five [5] year term; and

WHEREAS, the Chairman of the Montgomery County Board of Supervisors has stated that he will recommend to his Board retention of MOSA, and the Chairman of the Otsego County Board of Representatives has not yet made her position known relative to continuation of MOSA as the Manager of the Agreement described above; and

WHEREAS, under the terms of the Agreement above, each County is required to submit its vote no later than May 1, 2013; now, therefore, be it hereby

RESOLVED, that the Schoharie County Board of Supervisors does hereby go on record in voting to retain MOSA as the Manager of the Agreement described above for the additional five [5] year term commencing May 1, 2014; and be it further

RESOLVED, that the Chairman is authorized to sign any documents necessary to see that the determination of this Board is complied with, and the Clerk of this Board is hereby directed to mail certified copies of this Resolution to the Montgomery County Board of Supervisors, the Otsego County Board of Representatives and to the Montgomery-Otsego-Schoharie solid Waste Management Authority.

Dated: March 14, 2013
Filed: March 14, 2013

Sheryl Largettan
Clerk-Board of Supervisors

APPROVED AS TO FORM AND LEGALITY.

[Signature]
County Attorney

STATE OF NEW YORK
COUNTY OF SCHOHARIE ss:

I, the undersigned, Clerk of the Board of Supervisors of the County of Schoharie, New York, DO HEREBY CERTIFY that I have compared the above copy of a resolution with the original resolution adopted by the Board of Supervisors of said County on the _____ day of _____ 2013 at a regular meeting of said Board and said copy is a true copy of said resolution and of the whole thereof.

I, FURTHER CERTIFY, that at the time said resolution was adopted said Board was comprised of 16 members, with total weighted vote of 2974 and votes were cast as follows: Yes _____, No, _____, Absent _____,

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Board this _____ day of _____, 2013.

Clerk,
Board of Supervisors of the County of Schoharie

RESOLUTION NO. 33

TITLE: AUTHORIZING CHAIRMAN TO SIGN AGREEMENTS FOR JARC GRANT PROJECT, AND COMMITMENT OF FUNDS AS MATCH TO THAT GRANT

OFFERED BY: Gene Milone Who moved its adoption.

SECONDED BY: Donald Brandow Member Rules & Legislation Committee

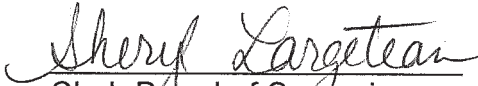
WHEREAS, Schoharie County has applied for a grant of funds with New York State Department of Transportation, pursuant to Section 5316 Federal Program, Job Access and Reverse Commute Grant in the amount of \$59,715.00; and

WHEREAS, the Schoharie County Board of Supervisors supports the JARC Grant Project, which will increase the ridership and the mobility of County residents; now, therefore, be it hereby


RESOLVED, that the Chairman of the Board is authorized to sign any and all Agreements between Schoharie County and the State of New York for the above named Project, together with any and all Agreements between Schoharie County and any third party subcontractors necessary to complete the Project; and be it further

RESOLVED, that the County of Schoharie does hereby commit to \$59,715.00, as a match towards this Project.

Dated: March 14, 2013
Filed: March 14, 2013


Clerk-Board of Supervisors

APPROVED AS TO FORM AND LEGALITY.


County Attorney

STATE OF NEW YORK
COUNTY OF SCHOHARIE ss:

I, the undersigned, Clerk of the Board of Supervisors of the County of Schoharie, New York, DO HEREBY CERTIFY that I have compared the above copy of a resolution with the original resolution adopted by the Board of Supervisors of said County on the _____ day of _____, 2013 at a regular meeting of said Board and said copy is a true copy of said resolution and of the whole thereof.

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IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Board this _____ day of _____, 2013.

Clerk,
Board of Supervisors of the County of Schoharie

RESOLUTION NO. 34

TITLE: 2013 OCCUPANCY TAX BOARD GRANT PROGRAM AWARDS

OFFERED BY: Sandra Manko Who moved its adoption.

SECONDED BY: Donald Brandow Chairman Rules & Legislation Committee

RESOLVED, that the Schoharie County Board of Supervisors, upon recommendation of the Schoharie County Occupancy Tax Board, does hereby ratify and confirm the following grant awards for 2013.

<u>NAME OF APPLICANT</u>	<u>AWARD AMOUNT</u>
Cornell Cooperative Extension – Schoharie Farm Day	1,500.00
Friends of Sharon Springs – Sharon Springs Festivals	4,000.00
Schoharie County Maple Festival Advertising [conditional award – to be used for radio ads]	750.00*
Schoharie Promotional Association – Elvis Viva Schoharie	500.00
Ginny Schaum – Schoharie County Quilt Block Trail	3,500.00
Iroquois Indian Museum – 2013 At the Edge of the Clearing	3,000.00
Landis Arboretum – Summer Concert	850.00
Richmondville Historical Society – Music at the Mill	250.00
Jefferson Historical Society – Jefferson Pony Pull	1,300.00
Schoharie County Historical Society – Stone Fort Marketing	6,850.00
Schoharie County Heritage Assoc. – Antiques in Schoharie	2,500.00
 TOTAL AWARD	 \$25,000.00

Dated: March 14 2013
Filed: March 14 2013


Clerk Board of Supervisors

APPROVED AS TO FORM AND LEGALITY.


County Attorney

STATE OF NEW YORK
COUNTY OF SCHOHARIE ss:

I, the undersigned, Clerk of the Board of Supervisors of the County of Schoharie, New York, DO HEREBY CERTIFY that I have compared the above copy of a resolution with the original resolution adopted by the Board of Supervisors of said County on the _____ day of _____ 2013, at a regular meeting of said Board and said copy is a true copy of said resolution and of the whole thereof.

I, FURTHER CERTIFY, that at the time said resolution was adopted said Board was comprised of 16 members, with total weighted vote of 2974 and votes were cast as follows: Yes _____, No, _____, Absent _____,

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Board this _____ day of _____, 2013.

Clerk
Board of Supervisors of the County of Schoharie

RESOLUTION NO. 35

TITLE: AMENDING THE BUDGET AND TRANSFER OF FUNDS

OFFERED BY: J. Carl Barbic Who moved its adoption.

SECONDED BY: Donald Brandow Chairman Rules & Legislation Committee

RESOLVED, that the Schoharie County Treasurer is hereby authorized and directed to amend the 2013 Budget, and transfer the following amounts within said Budget:

BUDGET TRANSFER

<u>From:</u>	<u>To:</u>	<u>Amount:</u>
A1010.4306 Misc. Expense	A1920.4203 Membership Dues	25.00
A1990.4298 Contingent Account	A9089.8002 Tuition Reimbursement	1,500.00
A1990.4298 Contingent Account	A1165.4235 Special D.A.	4,000.00
A3150.1002 Deputy	A3110.2401 Vehicles	16,000.00
A3150.1003 Deputy	A3110.2401 Vehicles	16,000.00

BUDGET AMENDMENTS:

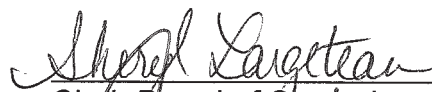
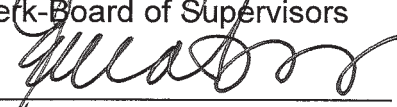
		BY:
Create Appropriation Line:	A1325.1802 Recovery Coordinator - PT	
Create Revenue Line:	A1231 Recovery Coordinator Fees	
Increase Appropriation Line	A1325.1802 Recovery Coordinator – PT	22,500.00
Increase Revenue Line	A1231 Recovery Coordinator Fees	22,500.00
Increase Appropriation Line	A1620.4785 Flood Mitigation	3,314.00
Increase Appropriation Line	A1620.4786 Temporary Office Expenses	150,000.00
Increase Appropriation Line	A1620.4799 Flood Reconstruction Expenses	600,686.00
Increase Revenue Line	A3785 Disaster Assistance – State	188,500.00
Increase Revenue Line	A4785 Disaster Assistance – Federal	565,500.00

[NFA final bill, Trane equipment rental; ModSpace rental & electric; Simmons Recovery invoice, etc.]

Increase Appropriation Line:	A3140.4501 Vehicle Maintenance	2,288.00
Increase Revenue Line:	A2680 Insurance Recoveries	2,288.00
Increase Appropriation Line:	A3410.2920 Homeland Security Equipment	30,000.00
Increase Revenue Line:	A4389 Homeland Security Grants	30,000.00
Increase Appropriation Line:	A8020.4237 Ag Passport Program	2,000.00
Increase Revenue Line:	A2372 Planning Services	2,000.00

Dated: March 14, 2013
Filed: March 14, 2013

APPROVED AS TO FORM AND LEGALITY.


Clerk-Board of Supervisors

County Attorney

STATE OF NEW YORK
COUNTY OF SCHOHARIE ss:

I, the undersigned, Clerk of the Board of Supervisors of the County of Schoharie, New York, DO
HEREBY CERTIFY that I have compared the above copy of a resolution with the original resolution
adopted by the Board of Supervisors of said County on the _____ day of
_____ 2013 at a regular meeting of said Board and said copy is a true copy
of said resolution and of the whole thereof.

I, FURTHER CERTIFY, that at the time said resolution was adopted said Board was comprised
of 16 members, with total weighted vote of 2974 and votes were cast as follows: Yes _____, No,
_____, _____, Absent

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said
Board this _____ day of _____, 2013.

Clerk,
Board of Supervisors of the County of Schoharie

RESOLUTION NO. 36

TITLE: RESOLUTION ON COMPREHENSIVE HEALTH IMPACT ASSESSMENTS
FOR NATURAL GAS PROJECTS

OFFERED BY: James Buzon Who moved its adoption.

SECONDED BY: Donald Brandow Member Rules & Legislation Committee

WHEREAS, Schoharie County currently hosts two interstate natural gas transmission pipelines and one propane gas transmission pipeline, and

WHEREAS, the NY Department of Environmental Conservation [DEC] is on record as advising the Federal Energy Regulatory Commission [FERC] that a proposed interstate natural gas transmission pipeline [Constitution], which has a preferred route through Schoharie County, has a reasonably foreseeable impact of promoting gas-related heavy industrial developments alongside and nearby its route, and

WHEREAS, the Schoharie County Standing committee on Public Health and the County Department of Health are in receipt of concerns expressed by health professionals and regulatory officials regarding a reasonably foreseeable risk of significant adverse public health impacts created by the above-noted pipelines and industrial developments, and

WHEREAS, there are no comprehensive health impact assessments pertaining to the above-noted health concerns, conducted in accord with accepted research standards of scholarly institutions, that have been made available to or can be identified by the Schoharie County Department of Health, and

WHEREAS, the Federal Energy Regulatory Commission [FERC] has requested input from all interested parties concerning environmental impacts of the proposed Constitution gas pipeline, so that these impacts may be properly studied and evaluated, so therefore, be it

RESOLVED, that the Schoharie County Board of Supervisors requests that comprehensive health impact assessments be among the issues considered by any and all regulatory agencies reviewing projects proposed for siting within the County which include natural gas exploration, production, waste products, transmission, storage or delivery, and be it further

RESOLVED, to request that certifications or permits issued by said regulatory agencies include requirements for reasonable mitigation of significant adverse health impacts reported in said comprehensive assessments, and be it further

RESOLVED, to request that the inability to include comprehensive health impact assessments in the course of reviewing natural gas proposals be considered by regulatory agencies to be a significant omission in the data available for review, and be it further

RESOLVED, to submit this Resolution, together with the attached Documentation, in a timely manner and in the form of a Public Comment to FERC as regards the proposed Constitution gas transmission pipeline.

Dated: March 14, 2013
Filed: March 14, 2013


Clerk-Board of Supervisors

APPROVED AS TO FORM AND LEGALITY.


County Attorney

STATE OF NEW YORK
COUNTY OF SCHOHARIE ss:

I, the undersigned, Clerk of the Board of Supervisors of the County of Schoharie, New York, DO HEREBY CERTIFY that I have compared the above copy of a resolution with the original resolution adopted by the Board of Supervisors of said County on the _____ day of _____, 2013 at a regular meeting of said Board and said copy is a true copy of said resolution and of the whole thereof.

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IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Board this _____ day of _____, 2013.

Clerk,
Board of Supervisors of the County of Schoharie

RESOLUTION NO. 37

TITLE: AUTHORIZING COUNTY TREASURER TO EXECUTE DEED TO PARCEL
OF LAND SITUATE IN THE VILLAGE OF SHARON SPRINGS

OFFERED BY: J. Carl Barbic Who moved its adoption.

SECONDED BY: Donald Brandow Chairman Rules & Legislation Committee

WHEREAS, pursuant to Article 11 of the Real Property Tax Law relating to enforcement of delinquent liens, the Hon. George R. Bartlett III is expected to sign the Final Judgment awarding the Schoharie County Treasurer the right to take title to a parcel of land in the Village of Sharon Springs, Schoharie County, New York and more particularly identified as follows:

<u>Tax Map #</u>	<u>Account #</u>	<u>Former Owner</u>
5.17-2-11	531A100702	Berger P. Blowers

WHEREAS, the Town of Sharon has offered the sum of \$608.72 to purchase said property for the purpose of the betterment of the Village and Town; and

WHEREAS, the County is authorized to make such conveyance pursuant to County Law; now therefore, be it hereby

RESOLVED, that the Board of Supervisors does hereby authorize and direct the County Treasurer to convey said parcel situate in the Village of Sharon Springs, identified by Schoharie County Tax Map #5.17-2-11, by good and sufficient Deed to the Town of Sharon for the sum of \$608.72.

Dated: March 14, 2013
Filed: March 14, 2013

Sheryl Largeteau
Clerk-Board of Supervisors

APPROVED AS TO FORM AND LEGALITY.

[Signature]
County Attorney

STATE OF NEW YORK
COUNTY OF SCHOHARIE ss:

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IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Board this _____ day of _____, 2013.

_____, Clerk
Board of Supervisors of the County of Schoharie

RESOLUTION NO. 38

TITLE: APPOINTMENT DIRECTOR OF REAL PROPERTY TAX SERVICE

OFFERED BY: J. Carl Barbic Who moved its adoption.

SECONDED BY: Donald Brandow Member Rules & Legislation Committee

RESOLVED, that pursuant to the provisions of Section 1530 of the Real Property Tax Law, Marjorie Troidl of the Town of Middleburgh, be and she is hereby appointed Director of the Real Property Tax Service Agency for the County of Schoharie, for the term commencing October 1, 2013 and expiring September 30, 2019 in the non-competitive class of Civil Service, at an annual compensation of \$61,996.00 payable by the County Treasurer in the manner provided by law.

Dated: March 14, 2013
Filed: March 14, 2013

Sherif Xaragtean
Clerk-Board of Supervisors

APPROVED AS TO FORM AND LEGALITY.

[Signature]
County Attorney

STATE OF NEW YORK
COUNTY OF SCHOHARIE ss:

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IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Board this _____ day of _____, 2013.

Clerk,
Board of Supervisors of the County of Schoharie